

06/28/01

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# FISH & RICHARDSON P.C.

225 Franklin Street  
Boston, Massachusetts  
02110-2804

Telephone  
617 542-5070

Facsimile  
617 542-8906

Web Site  
www.fr.com

June 27, 2001

Attorney Docket No.: 07334-004009

**Box Patent Application**  
Commissioner for Patents  
Washington, DC 20231

Presented for filing is a new continuation patent application of:

Applicant: ANDREW W. SHYJAN

Title: COMPOSITIONS AND METHODS FOR THE DIAGNOSIS,  
PREVENTION AND TREATMENT OF TUMOR PROGRESSION

The prior application is assigned of record to Millennium Pharmaceuticals, Inc.,  
a Delaware corporation, by virtue of an assignment submitted to the Patent and  
Trademark Office and recorded on June 26, 1996 at 8003/0981.

Enclosed are the following papers, including those required to receive a filing date  
under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	161
Claims	5
Abstract	1
Declaration	2
Drawing(s)	20

1c973 U.S. PTO  
09/892942  
06/27/01



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## CERTIFICATE OF MAILING BY EXPRESS MAIL

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June 27, 2001

Samantha Bell

Samantha Bell

Commissioner for Patents

June 27, 2001

Page 2

Enclosures:

- Form PTO-1449, 6 pages, listing documents cited in the parent application(s). **Please confirm that these have been considered in this application by returning a copy of the Form PTO-1449 with the examiner's initials.**
- Preliminary amendment, 13 pages.
- Request for NonPublication.
- Request Under 37 C.F.R. §1.821(e) to Transfer Computer Readable Form; Copy of Sequence Listing filed in parent application.
- Transmittal of Formal Drawings.
- Postcard.

This application is a continuation (and claims the benefit of priority under 35 USC 120) of U.S. application serial no. 09/454,854, filed December 7, 1999, which is a divisional of application serial number 09/181,030, filed October 27, 1998, which is a continuation of application serial number 08/862,442, filed May 23, 1997, which is a divisional of application serial number 08/623,679, filed March 29, 1996, now U.S. Patent No. 5,674,739, which is a continuation-in-part of application serial number 08/412,431, filed March 29, 1995, now U.S. Patent No. 5,633,161. The disclosures of the prior applications are considered part of (and are incorporated by reference in) the disclosure of this application.

The filing fee, based on claims canceled and/or added in the enclosed Preliminary Amendment, is calculated below.

Basic filing fee	\$710
Total claims in excess of 20 times \$18	\$0
Independent claims in excess of 3 times \$80	\$0
Fee for multiple dependent claims	\$0
Total filing fee:	\$710

A check for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number shown above.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (617) 542-5070.

FISH & RICHARDSON P.C.

Commissioner for Patents

June 27, 2001

Page 3

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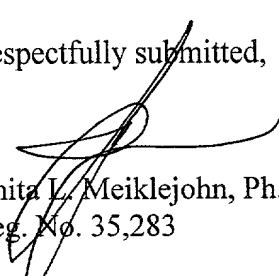
ANITA L. MEIKLEJOHN, PH.D.

Fish & Richardson P.C.

225 Franklin Street

Boston, MA 02110-2804

Respectfully submitted,



Anita L. Meiklejohn, Ph.D.  
Reg. No. 35,283

Enclosures

ALM/caa

20281451.doc

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Andrew W. Shyjan                      Art Unit :  
Serial No. :    Examiner :  
Filed : HEREWITH  
Title : COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION  
AND TREATMENT OF TUMOR PROGRESSION

Commissioner for Patents  
Washington, D.C. 20231

REQUEST UNDER 37 C.F.R. §1.821(e) TO TRANSFER  
COMPUTER READABLE FORM

The Sequence Listing being filed herewith in the above-referenced continuation application is identical with that filed in U.S. Serial No. 09/181,030, from which this present application claims priority.

In accordance with 37 C.F.R. §1.821(e), please use the computer readable form filed in U.S. Serial No. 09/181,030 as the computer readable form for the instant application.

For your convenience, enclosed is a paper copy of the Sequence Listing filed in U.S. Serial No. 09/181,030.

CERTIFICATE OF MAILING BY EXPRESS MAIL

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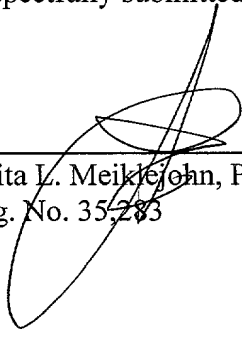
Applicant : Andrew W. Shyjan  
Serial No. :  
Filed :  
Page : 2

Attorney's Docket No.: 07334-004009

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 27 June 2001

  
\_\_\_\_\_  
Anita L. Meiklejohn, Ph.D.  
Reg. No. 35,283

Fish & Richardson P.C.  
225 Franklin Street  
Boston, MA 02110-2804  
(617) 542-5070 telephone  
(617) 542-8906 facsimile

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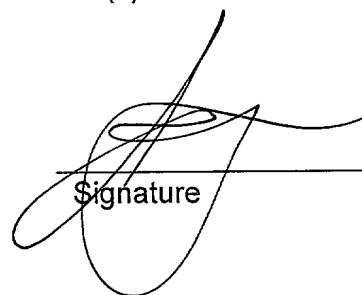
<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor    Andrew W. Shyjan	
	Title	COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION AND TREATMENT OF TUMOR PROGRESSION
	Atty Docket Number    07334-004009	

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Date

*27 June 2001*

Signature



Anita L. Meiklejohn, Ph.D.

Typed or printed name

This request must be signed in compliance with 38 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**